

17439. Adulteration of spaghetti sauce with meat (or chicken) and mushrooms. U. S. v. 2,862 Cases, etc. (F. D. C. No. 30506. Sample Nos. 17351-L, 17352-L.)

LIBEL FILED: January 30, 1951, Southern District of California.

ALLEGED SHIPMENT: Between the dates of February 1 and July 30, 1946, from Vineland, N. J.

PRODUCT: 2,890 cases, each containing 48 10½-ounce cans, of spaghetti sauce with meat (or chicken) and mushrooms at Buena Park, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of decomposed substances. It was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: March 15, 1951. Default decree of condemnation and destruction.

NUTS*

17440. Adulteration of brazil nuts. U. S. v. 90 Bags * * *. (F. D. C. No. 30263. Sample No. 80221-K.)

LIBEL FILED: November 16, 1950, District of Massachusetts.

ALLEGED SHIPMENT: On or about September 25, 1950, by William A. Higgins & Co., Inc., from New York, N. Y.

PRODUCT: 90 100-pound bags of brazil nuts at Boston, Mass.

LABEL, IN PART: (Bag) "Holly New Crop Large Washed Brazil Nuts Product of Brazil."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy and otherwise decomposed nuts.

DISPOSITION: December 20, 1950. William A. Higgins & Co., Inc., New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit nuts, under the supervision of the Federal Security Agency. Reconditioning resulted in the release of 6,900 pounds of nuts as good and the rejection and destruction of 1,790 pounds.

17441. Adulteration of shelled pecans. U. S. v. 40 Boxes * * * (and 1 other seizure action). (F. D. C. Nos. 30690, 30716. Sample Nos. 31061-L, 31069-L.)

LIBELS FILED: March 8 and 20, 1951; amended libel filed March 9, 1951, Western District of Tennessee.

ALLEGED SHIPMENT: On or about January 8 and February 5, 1951, by the Natchez Pecan Shelling Co., from Natchez, Miss.

PRODUCT: 79 60-pound boxes of shelled pecans at Memphis, Tenn.

LABEL, IN PART: "Small Pieces * * * Dixie's Best Selected Shelled Pecans."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae.

*See also No. 17401.